

From: James Boyle
To: schumannng@moss-barnett.com
Date: 3/13/02 3:52PM
Subject: PRIVILEGED AND CONFIDENTIAL

March 13, 2002

Glen E. Schumann, Esq.
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Minneapolis, MN 55402-4129

-----CONFIDENTIAL ATTORNEY/CLIENT COMMUNICATION AND
WORK PRODUCT OF COUNSEL-----

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U.S. Patent Application Serial No. 09/887,528
Our Reference: 07744-0061
Your reference: 41822.2

Dear Glen:

Thank you for your March 12, 2002 facsimile in reply to our e-mail of March 8, 2002. In your March 12, 2002 facsimile, you included versions of the Declaration and Assignment that Mr. Ekhaus is willing to execute (hereinafter "the revised Declaration and Assignment").

Further to the process of perfecting Net Perceptions' ownership to the invention disclosed in the above-captioned application, and further to proceeding in accordance with 37 CFR 1.47, please have Mr. Ekhaus (i) execute the revised Assignment in the presence of a notary public and (ii) execute the revised Declaration.

We would further appreciate if, upon execution, you would fax the documents directly to me at 202-408-4400 and send the originals by mail to our offices at:

James J. Boyle
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005

As noted in our October 24, 2001 letter to William Cumming of your firm, we remind Mr. Ekhaus that U.S. patent laws provide that the inventors and all persons who actively participate in the preparation of a patent application have an obligation to inform the Patent Office of all material prior art of which they are aware. As part of this continuing obligation, we request Mr. Ekhaus to provide us with any information or references which he considers to be material to the examination of the Application.

Furthermore, please note that, by requesting the execution of the revised Declaration and Assignment, we

are not waiving Net Perceptions' right to assert aspects of the deleted and altered text in the revised Declaration and Assignment. Such rights may exist, for example, pursuant to Mr. Ekhaus' July 9, 1999 PROPRIETARY INFORMATION AND INVENTIONS AGREEMENT with Net Perceptions.

If you have any questions, please contact me immediately.

Sincerely,

James J. Boyle
Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
(202)408-4141
james.boyle@finnegan.com

(original by facsimile to 612-339-6686)